

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

SUITS –Land Acquisition – AMRP – Nalgonda District and Mandal – Khudavanpur (Village) - O.P.No.39/1988 - Sanction of decretal amount of **Rs.13,21,662/-** - Orders Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 283

DATE:18.05.2010

Read:

From the Secy.to CCLA, AP, Hyd.Lr.No.G1/1161/09, dt:12.08.2009
along with the letter of the Special Collector, LA, Nalgonda.

O R D E R:

The Special Chief Secretary to Government and the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Spl.Collector, Nalgonda has submitted the proposal for sanction of decretal charges in respect of O.P.No.39/1988 pertaining to Kudavanpur (Village) Nalgonda Mandal and District. The then Special Deputy Collector, LA, Unit-I, AMRP, Nalgonda had acquired an extent of Ac.38.26 gts of dry land in Khudavanpur (V) of Nalgonda Mandal and District by fixing the market value @Rs.5,100/- per acre vide Award No.22/87, dt:02.03.87. The awardees have filed U/s.18 and the same were sent to the Sr.Civil Judge, Nalgonda. The Sr.Civil Judge, Nalgonda in its judgment and decree dt:30.07.93 and enhanced the market value from Rs.5,100/- to Rs.12,000/- per acre. Aggrieved by the judgment the Special Deputy Collector, Nalgonda preferred an Appeal before the Hon'ble High Court. The Hon'ble High Court of Andhra Pradesh, Hyderabad in A.S.No.128/2007, dt:01.03.2007 has confirmed the Lower Court orders with all statutory benefits.

2) After careful examination of the matter, Government hereby accord administrative sanction for an amount of **Rs.13,21,662/- (Rupees Thirteen lakhs twenty one thousand six hundred and sixty two only)** towards decretal charges in respect of O.P.No.39/1988 pertaining to Kudavanpur (V) Nalgonda Mandal and District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector, LA, Nalgonda District is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.39/1988 for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to following Head of Account under "2701 –Capital outlay on Major and Medium Irrigation SMJH – 010 – M.H. 127 – SLBC – AMRP – G.H.11 – Normal State Plan – S.H (27) – Canals and Distributaries – 530/532 – Lands (Charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O.1847/F.5 (A1)//2010-1, dated:24.04.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Special Collector, LA, Nalgonda District.
The District Collector, Nalgonda District.
The Chief Engineer, Projects, NSRSP, M.J.Road, Hyderabad.
The Land Acquisition Officer & SDC, AMRP Unit-I, Nalgonda Dist.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.21447/LA-III(A2)/2009
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER